

RECEIVED
CENTRAL FAX CENTER

WOOD, HERRON & EVANS, L.L.P.

DEC 30 2005

BRUCE TITTEL
DONALD F. FREI
DAVID J. JOSEPHIC
DAVID S. STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN, JR.
THOMAS J. BURGER
GREGORY F. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUPT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
BEVERLY A. LYMAN, PH.D.

OF COUNSEL
JOHN D. POFFENBERGER
THOMAS W. FLYNN

2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-241-6234

EMAIL: info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1976
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
C. RICHARD EBY
DAVID E. PRITCHARD

J. DWIGHT POFFENBERGER, JR.
KATHRYN E. SMITH
KRISTI L. DAVIDSON
P. ANDREW BLATT, PH.D.
DAVID E. JEFFERIES
WILLIAM R. ALLEN, PH.D.
JOHN PAUL DAVIS
DOUGLAS A. SCHOLER
BRETT A. SCHATZ
DAVID W. DORTON
SARAH OTTE GRABER
STEVEN W. BENINTENDI, PH.D.
RANDALL S. JACKSON, JR.

TECHNICAL ADVISORS
HENRY M. LABODA, PH.D.

December 30, 2005

FACSIMILE COVER SHEET

To: Examiner Mark Han
Group Unit No. 3763
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Fax: 571-273-8300

From: Thomas W. Humphrey

Re: Our File: L-E-106DV3
Serial No. 10/730,302
Filed December 8, 2003
METHOD AND APPARATUS OF
INJECTING FLUID INTO ANIMALS
AND DISPOSABLE FRONT
LOADABLE SYRINGE THEREFORE
Neer et al.

Pages: 11 (including cover sheet)

MESSAGE/COMMENTS

Confirmation copy will not follow.

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 241-6234.

RECEIVED
CENTRAL FAX CENTER

DEC 30 2005

PATENT
ATTY. DOCKET NO. L-F/106DV3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Neer et al. Art Unit: 3763
Serial No. : 10/730,302 Examiner: Mark Han
Filed : December 8, 2003
For : METHOD AND APPARATUS OF INJECTING FLUID INTO ANIMALS AND
DISPOSABLE FRONT LOADABLE SYRINGE THEREFOR

Mail Stop AMENDMENT FEE
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Via Facsimile

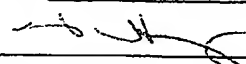
AMENDMENT TRANSMITTAL

1. X Transmitted herewith is a Substitute Response to Office Action.
2. Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
Enclosed is a verified statement to establish Small Entity status
- X Other than a Small Entity
3. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	8	MINUS	20	0	x \$9	\$0	x \$18	\$0
INDEP.	2	MINUS	3	0	x \$43	\$0	x \$85	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$145	\$0	+\$290	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

 Additional fee for claims is required.

I hereby certify that this correspondence is being sent via facsimile (571-273-8300) to Examiner Mark Han in Art Unit 3763 at U.S. Patent Office, P.O. Box 1450, Alexandria, VA 22313-1450: December 30, 2005


Thomas W. Humphrey
Reg. No. 34,353

4. ___ Attached is a check in the sum of \$___. Please charge my Deposit Account No. 23-3000 in the amount of \$__.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) ___ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
___ one month	\$ 110.00	\$ 55.00
___ two months	\$ 420.00	\$210.00
___ three months	\$ 950.00	\$475.00
___ four months	\$1,480.00	\$740.00
___ five months	\$2,010.00	\$1005.00

Extension fee due with this request \$_____.

If an additional extension of time is required, please consider this a petition therefor. (Check and complete the next item, if applicable)

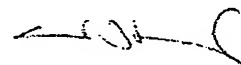
___ An extension for ___ months has already been secured and the fee paid thereof of \$___ is deducted from the total fee due for the total months of extension now requested.
Extension fee due with this request \$_____.

OR

(b) X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

X If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,



Thomas W. Humphrey
Reg. No. 34,353

Wood, Herron & Evans, L.L.P.
2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202-2917
Voice: (513) 241-2324
Facsimile: (513) 241-6234

RECEIVED
CENTRAL FAX CENTER

DEC 30 2005

PATENT
ATTY. DOCKET NO. L-F/106DV3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Neer et al. Art Unit: 3763
Serial No. : 10/730,302 Examiner: Mark Han
Filed : December 8, 2003
For : METHOD AND APPARATUS OF INJECTING FLUID INTO ANIMALS
AND DISPOSABLE FRONT LOADABLE SYRINGE THEREFOR

Via Facsimile

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

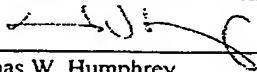
SUBSTITUTE RESPONSE TO OFFICE ACTION

This paper is a substitute for the Response to Office Action filed October 31,
2005, which is a response to the Office Action mailed June 29, 2005.

Claim amendments begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

I hereby certify that this correspondence is being sent via
facsimile (571-273-8300) to Examiner Mark Han in Art Unit
3763 at U.S. Patent Office, P.O. Box 1450, Alexandria, VA
22313-1450: December 30, 2005



Thomas W. Humphrey
Reg. No. 34,353